

17169 U.S. PTO  
07/14/03

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Date of Deposit July 14, 2003.

**REQUEST FOR FILING A CONTINUING PATENT APPLICATION UNDER 37 CFR § 1.53(b)(1)**

| Case No.  | ANTICIPATED CLASSIFICATION OF THIS APPLICATION |          | PRIOR APPLICATION EXAMINER | ART UNIT |
|-----------|------------------------------------------------|----------|----------------------------|----------|
| 1391-1553 | CLASS                                          | SUBCLASS | A. L. Corbin               | 1761     |

**Address to:**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

This is a request for filing a ☒ continuation ☐ divisional application under 37 CFR § 1.53(b)(1), of pending prior application number 09/599,921, filed on June 22, 2000, entitled METHOD OF CONTROLLING RELEASE OF ANTIMICROBIAL AGENTS IN CHEWING GUM AND GUM PRODUCED THEREBY.

- ☒ Copy Of the Prior application, including 0 sheets of drawings, 40 pages of Application (including title page), and the following Appendices 0.
- ☒ Copy of the Declaration filed in the Prior application.
- ☐ PTO Form 1449 and Information Disclosure Statement.

| CLAIMS | (1) FOR                                                                   | (2) NUMBER FILED | (3) NUMBER EXTRA | (4) RATE                      | (5) CALCULATIONS |
|--------|---------------------------------------------------------------------------|------------------|------------------|-------------------------------|------------------|
|        | TOTAL CLAIMS<br>(37 CFR 1.16(c))                                          | 18 - 20 = 0      |                  | x \$ 18 =                     | \$0              |
|        | INDEPENDENT CLAIMS<br>(37 CFR 1.16(b))                                    | 2 - 3 = 0        |                  | x \$ 84 =                     | \$0              |
|        | MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))                |                  |                  | + \$280 =                     | \$ 0.00          |
|        |                                                                           |                  |                  | BASIC FEE<br>(37 CFR 1.16(a)) | \$ 750.00        |
|        |                                                                           |                  |                  | Total of above Calculations = | \$               |
|        | Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28) |                  |                  |                               | \$               |
|        |                                                                           |                  |                  | TOTAL =                       | \$750.00         |

- ☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27  
☐ is enclosed.  
☐ was filed in prior application number \_\_\_\_\_ and such status is still proper and desired (37 CFR 1.28(a)).
- ☒ The Commissioner is hereby authorized to charge any fees which may be required under 37 CFR 1.16 and 1.17, or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ Enclosed is a credit card authorization for \$ 750.00 to cover the filing fees.
- ☒ Cancel in this application original claims 1-23 and 26-27 of the prior application and otherwise enter the attached preliminary amendment before calculating the filing fee. (At least one original independent claim must be retained for filing purposes).
- ☒ The inventor(s) of the invention being claimed in this application is(are): Roman M. Barabolak; Steven E. Zibell; David L. Witkewitz; Michael J. Greenberg and Robert J. Yatka.
- ☐ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 CFR 1.63(d)(2), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application: \_\_\_\_\_.

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10. ☐ Amend the specification by inserting before the first line the sentence: "This application is a ☐ continuation ☐ division of application number \_\_\_\_\_, filed \_\_\_\_\_, (pending), which is hereby incorporated by reference herein."
11. ☐ New formal drawings are enclosed.
12. ☐ Priority of foreign application number \_\_\_\_\_, filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. 119.  
☐ The certified copy has been filed in prior application number \_\_\_\_\_, filed \_\_\_\_\_
13. ☒ A preliminary amendment is enclosed.
14. ☒ The prior application is assigned of record to Wm. Wrigley Jr. Company.
15. ☐ Also enclosed: \_\_\_\_\_.
16. ☒ The power of attorney in the prior application is to: Steven P. Shurtz and John K. Lucas from the firm of BRINKS HOFER GILSON & LIONE.
- a. ☒ The power appears in the original papers in the prior application and a copy is attached hereto.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. ☒ Address all future correspondence to: (may only be completed by applicant, or attorney or agent of record.)

7/14/2003  
 \_\_\_\_\_  
 Date

Steven P. Shurtz  
 BRINKS HOFER GILSON & LIONE  
 P.O. BOX 10395  
 CHICAGO, IL 60610  
 (312)321-4200

Steven P. Shurtz  
 \_\_\_\_\_  
 Signature  
 Name: Steven P. Shurtz  
 Reg. No. 31,424

- ☐ Inventor(s)  
☐ Assignee of complete interest  
☒ Attorney or agent of record  
☐ Filed under 37 CFR 1.34(a)  
 Registration Number if acting under 37 CFR 1.34(a): \_\_\_\_\_.